

MB 07-57
Docket

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MATTHEW D. MCLARTY

FILED/ACCEPTED

August 7, 2007

AUG 22 2007

Commissioner Jonathan S. Adelstein
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Federal Communications Commission
Office of the Secretary

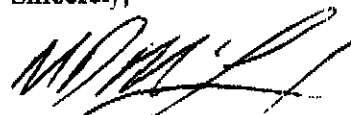
Dear Commissioner Adelstein:

I am writing in opposition to the proposed Sirius – XM satellite radio merger. I am sure you have heard all the arguments for and against the merger, so I will be brief.

I oppose the merger of Sirius and XM because it would create a monopoly in the satellite radio industry. Reducing the number of satellite radio providers from two to one would eliminate competition and consumer choice in a marketplace that is already highly concentrated. As a monopoly provider, the combined Sirius/XM satellite radio company would be able to raise prices and cut programs without fear of losing customers to a competitor.

The purported benefits of proposed merger do not outweigh the potential harm to consumers. Therefore, I urge you to vote against the merger.

Sincerely,



Matthew D. McLarty

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Federal Communications Commission
Office of the Secretary

Docket MB 07-57.

8/8/2007 8:42:48 AM - Email Acknowledgement sent to jberardinelli@crh-catering.com.

jberardinelli@crh-catering.com wrote on 8/7/2007 10:52:39 AM :

Dear Mr. Martin;

I have a question that is bothering me. How can such high profile mergers and acquisitions such as Newcorp/WSJ and single entities owning so many media outlets go through without a hitch, while a seemingly necessary and insignificant merger such as Sirius/XM is subjected to such intense scrutiny?

It is obvious that there is so much competition for the listener's ear between regular radio, Ipods, HD radio, CD's, and others, that the proliferation of satellite radio is insignificant from a competitive standpoint. The scrutiny and hold up of this proposed merger is making it appear, whether true or not, that the FCC and Justice are protecting outside interests. If this merger is not approved, you will be putting many people out of work and rendering countless receivers obsolete. I'm curious how that serves the public's interest.

Sincerely,

John Berardinelli
CRH Catering Co., Inc.
724.628.8100
jberardinelli@crh-catering.com

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Federal Communications Commission
Office of the Secretary

Docket MB 07-57

psychorich@psychorich.com wrote on 7/30/2007 10:58:53 AM :

Hello,

My name is Rich Bennett, and I am currently a dual subscriber to both satellite radio services.

I oppose this merger because of several reasons which I will list for you:

1: My cost for two subscriptions covering all of the current content will not go down in price as a result of the merger according to the filing the companies made to you concerning various plans for service in a combined company.

2: The only way I will be able to take advantage of dual band operation under the proposal is if I BUY a new radio they say will be available in @6 months after a merger, and even that radio will NOT allow me to receive all of the approximately 300 channels on the one unit simultaneously. I do not feel that previous long-term subscribers should shoulder any cost for new equipment designed to take advantage of new pricing tiers, and I do not think it wise to make radios available that can not receive the entire spectrums offering in one unit.

3: Automotive satellite radios cost a small fortune for post factory installs that use the currently installed head unit, and will be effectively shut out from receiving any more than 11 stations from the opposing service as currently configured, and the consumer can not choose which 11 channels are made available. The proposal calls for cramming 11 more channels into already crowded bandwidth as a "Best Of" package chosen by the respective providers, and asks the consumer to pay a 30% premium over existing rates for the privilege. This brings me to my next complaint.

4: There is no proposal to make available an Upgrade Tuner Adapter that can handle the new system that attaches between existing installed antenna lines, and uses the currently installed antenna to receive both services content that can then be converted in said Upgrade Tuner Adapter to match the existing installations codec's, and data type, while offering all of the content from both current services. A device such as this would require no more than a 12 vdc power tap from the automotive environment, and the standard antenna ends now used universally by both services, with a jumper antenna wire to complete the circuit. This device would be fairly inexpensive to produce as there is no need for an audio output stage, etc. This device should have a means for selecting stations from each service simultaneously so the consumer can customize their content in the same manner as a new customer who Must purchase a new radio would have.

I am not real happy that sound quality may suffer as a result of additional channels; but I understand that, and will live with it; but I feel it is completely unfair to the consumer to have an automobile installation that can not be upgraded to all of the combined content, and I believe it will also leave many feeling like they only have half a radio for content the combined company they support offers. Even today, various brands of automobiles are being manufactured with single band units that will be obsolete as soon as a merger allowed the two services to offer dual band content.

I am also quite concerned with the vagueness of the proposal they made to your Office; they don't explain which content gets combined, which is "Best Of", and which is available under each specific plan. The idea of them charging a "Premium" for current content if one wished for it to be included on a new radio is also preposterous because if you add let's say Opie and Anthony @\$3, and Howard Stern @\$6 to a plan already costing \$16 in able to be able to choose what they say would be about 50 selections from each service in the standard dual band tier you end up paying as much as a fully vested dual radio installation with dual subscriptions, and receiving less than what others can get with said two radio setups. These new radios need to be capable of receiving all content on one unit at one time. There are 255 channel slots available on current units, and so an adapter would of course be limited to that; but they should not be less than the 255 channels slots which are easily used with such a device to do the radio conversion.

I remind the FCC that in the original License application process the companies were ordered to create a dual band receiver, and they ignored your directive, and us consumers, by developing it, and then refusing to sell the device because you failed to spell that part out for them. I feel it prudent that whatever you decide you make sure it is ironclad as to their responsibilities under the agreements.

Thank You for your time,
Rich Bennett
1148 Edison Ave.
Bloomfield Hills, MI. 48302

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Office of the Secretary

**This is docket MB 07-57
CAMS14**

8/13/2007 9:15:34 AM - Email Acknowledgement sent to walter.e.zaviski@flagstar.com.

Walter.E.Zaviski@flagstar.com wrote on 8/13/2007 9:14:37 AM :

I am just curious as to what is taking so long to approve this merger with the only group that is opposed to this is the NAB and the politicians that are paid by the NAB? It's just mind boggling at this point.

Walter Zaviski
Microsoft Server Team
Ext. 5462

This e-mail may contain data that is confidential, proprietary or non-public personal information, as that term is defined in the Gramm-Leach-Bliley Act (collectively, Confidential Information). The Confidential Information is disclosed conditioned upon your agreement that you will treat it confidentially and in accordance with applicable law, ensure that such data isn't used or disclosed except for the limited purpose for which it's being provided and will notify and cooperate with us regarding any requested or unauthorized disclosure or use of any Confidential Information. By accepting and reviewing the Confidential information, you agree to indemnify us against any losses or expenses, including attorney's fees that we may incur as a result of any unauthorized use or disclosure of this data due to your acts or omissions. If a party other than the intended recipient receives this e-mail, he or she is requested to instantly notify us of the erroneous delivery and return to us all data so delivered.

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benztexasguy@yahoo.com wrote on 8/2/2007 9:26:19 AM :

Dear Mr. Martin:

I know you are probably hearing from both sides on this merger thing that have vested financial interests in the outcome.

Here is the opinion from just an average guy. Please let this merger go through.

It is a real hassle when you subscribe to Sirius and you want to buy a GM car and it only offers XM. It is just not practical. It's like going to a VHS store when you own Betamax.

One offers baseball, the other football. I know people that subscribe to both Sirius and XM to get everything. It just doesn't make any sense for us out here. A combined company would help us!

Trust me - if they raise the price after the merger - people will just cut off the service. It's not necessary like health insurance - it's just nice to have as long as the price is not too high. The market will take care of pricing. There are so many options with Ipods and such that a post merger price raise will not happen.

Help us regular guys out here and let this merger happen - it will actually HELP us!

Thanks for listening.

Charlie Printy
8500 Bluffstone Cove, Ste B-202
Austin, TX 78759

benztexasguy@yahoo.com

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8/9/2007 8:01:13 AM - Email Acknowledgement sent to dave@davelockwood.com.

Federal Communications Commission
Office of the Secretary

dave@davelockwood.com wrote on 8/8/2007 8:16:35 PM :

Dear Commissioner:

As a consumer, I am vehemently opposed to the proposed XM-Sirius merger, and urge the FCC to ****DENY**** the merger. I chose XM over Sirius several years ago because BOTH the quality and quantity of XM music programming was (and still is) MUCH better than Sirius. Case in point: XM Channel 5 (50's and early 60's music). XM has FANTASTIC ****LIVE**** programming with Ken Smith, MattTheCat, and other special shows... while Sirius has a stupid computer deciding what to play on their, limited "oldies" channels... Sirius' programming for music from the 1950's and early 1960's is ****TERRIBLE****. But what will happen if this merger is allowed: to reduce expenses, Mel Karmazin's going to **TERMINATE** the current XM "live" personalities; change the format; get rid of XM5's "SPECIAL" shows; turn XM5 into Sirius' ****HORRIBLE COMPUTER-RUN "OLDIES" CHANNEL!** This is just an example of why the FCC **MUST DENY THE PROPOSED XM-Sirius merger!** This would **OBVIOUSLY** be ****NOT**** in the Public Interest; ****NOT**** in the interest of consumers; ****NOT**** good for anybody except Mr. Karmazin and some other **GREEDY MILLIONAIRES & LAWYERS** whose **ONLY** interest in this merger is to **MAKE MORE MONEY FOR THEMSELVES** - they have **NO** interest in XM or its programming other than proposing to use the FCC LICENSE as a **MONOPOLISTIC** vehicle for making **MORE MONEY**. Their greed and disdain to, "serve the public interest" is very obvious. Period.

I implore the Commission to **DENY** the combination of XM and Sirius to prevent the destruction of **WONDERFUL CURRENT PROGRAMMING ON XM Satellite Radio!**

Thank you for your consideration.

David L. Lockwood, Sr.
12815 Cloverwood Drive
Cypress, Texas 77429

Residence: (281) 320 - 1952
Cell Phone 1: (713) 962 - 6070
Cell Phone 2: (713) 962 - 4000

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8/7/2007 2:18:23 AM - Email Acknowledgement sent to dotspoca@msn.com.

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dotspoca@msn.com wrote on 8/7/2007 2:17:18 AM :

I started out in favor of the Merger, but then I read things like having to have dual receivers. It is clear on any reading you do about a la carte programming you will need new equipment. I have XM in my car. I have been told by my dealership that it is not possible to incorporate the two systems when the current set up is for XM only. Also no Reps at XM will even admit that a la carte programming will require new equipment. But everyone else knows it will. I just got my new car. I can't get another one when the car company has a radio for both systems. If this was just home service buying a new radio might not be too bad, but cars are involved here. And until something can be figured out on what to do about car users I don't think the merger should be allowed. Thanks.
Kathryn Maggard

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DOCKET **MB 07-57.**

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8/15/2007 11:21:01 PM - Email Acknowledgement sent to foorreal@aol.com.

FoorReal@aol.com wrote on 8/15/2007 11:20:04 PM :

I've noticed the petition being circulated on the NAB website against the XM/Sirius merger. As a current Sirius subscriber, I actually think the XM/Sirius merger is great. I like the idea of having more channels and add'l choices. There are channels that I have and enjoy on Sirius, and channels that sound interesting on XM. To have the opportunity to listen to both is great. If the price of my subscription was raised to where I felt it was unfair, I have the choice to cancel the service and turn on regular radio, my Ipod, or other devices now available. I don't feel the merger is an issue, it is more of a gift.

Rather than having people with personal agendas make the decision, why not let all of the present XM and Sirius subscribers voice their opinions? I think we can decide for ourselves what we feel is best.

Thank you for your time.

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